

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW MEXICO**

STATE OF NEW MEXICO *ex rel.*

State Engineer,

Plaintiff,

v.

ROMAN ARAGON, *et al.*,

Defendants.

08 JUL 14 PM 1:00

CLERK-SANTA FE

6:69-cv-07941-BB

RIO CHAMA STREAM SYSTEM

Rio Cebolla, Section 3

ANSWER TO COMPLAINT FOR ADJUDICATION OF WATER RIGHTS

COMES NOW Charlie Chacon (please print your full name)
CHARLIE CHACON

and answers the complaint as follows:

Subfile No

Object

Claim No Right



CHCB-002-0001



1. In answer to Complaint: For each subfile listed above, please **initial** in one of the two boxes to indicate whether you object to the description of water right(s) contained in the State's proposed Consent Order, or whether you make no claim as to the water right(s) described in the State's proposed Consent Order.

If you object to the description of water right(s) and reject the State's proposed Consent Order, or if you make no claim as to the water right(s) set forth in the State's proposed Consent Order for any of the Subfile Numbers listed above, for each such Subfile Number please explain in the appropriate spaces below.

I object to the description of the water right(s) described by Subfile Number(s) CHCB-002-0001
0636, 2738 - Field A Boundary should extend to the river because
Field B, 7 acres is a berm to back-up water & should have water
rights. Field A 10.8 ac. East & South boundary should extend to river.
Field F 30.0 ac. includes area irrigated from old Valdez ditch &
should be separate.
Alfalfa field is left off entirely.

(Attach additional pages if necessary)

I made a good faith effort to resolve my disagreement with the State's proposed Consent Order by
Submitting the attached documentation on previous
occasions. Also in several meetings, field tours & reviews
with Mr. Ebreight & several staff of OSE. and
on 07/07/08, I have been in contact with Mr. Ebreight.

(Attach additional pages if necessary)

I claim no right for the water right(s) described by Subfile Number(s) _____ because

(Attach additional pages if necessary)

2. I understand that by making this claim and filing this document I am not waiving my rights to later raise, in an Amended Answer, any jurisdictional or affirmative defenses I may have.

Dated: July 13/008

Charlie Chacon
(Signature - CHARLIE CHACON)

Charlie Chacon

1007A South Prince Dr.
Española, NM 87532
(Address: Print Clearly)

505-753-4795
(Phone Number: Print Clearly)

IMPORTANT: If you have been served with a summons and copy of the complaint in this action, or if you have waived service of process, you must file an answer in the United States District Court for the District of New Mexico within 20 days after being served with the summons and complaint, or if service of the summons has been timely waived on request under rule 4(d), within 60 days after the date when the request for waiver was sent, or within 90 days after that date if the defendant was addressed outside any judicial district of the United States. Any right you may have to use waters of the stream system may be adjudicated by default judgment in conformity with the State's proposed Consent Order if you fail to file an answer. The court's address is: 333 Lomas NW, Suite 270, Albuquerque, NM 87102, or P.O. Box 2384, Santa Fe, NM 87504. A copy of the answer filed with the district court must also be sent to the Office of the State Engineer, Legal Services Division, P.O. Box 25102, Santa Fe, NM 87504-5102.